

FORM PTO-1390 (Modified)  
(REV 11-2000)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

32528

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR

**10/070191**INTERNATIONAL APPLICATION NO.  
**PCT/CA00/01004**INTERNATIONAL FILING DATE  
**31 August 2000**PRIORITY DATE CLAIMED  
**31 August 1999**

TITLE OF INVENTION

**COMPACT DEVICE FOR MEASURING TISSUE ANALYTES**

APPLICANT(S) FOR DO/EO/US

**PAWLUCZYK, Romuald, MACINTYRE, Duncan, and BEDNARZ, Bronislaw**

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
  2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
  3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.
  4. ☐ The US has been elected by the expiration of 19 months from the priority date (Article 31).
  5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
    - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
    - b. ☐ has been communicated by the International Bureau.
    - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
  6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
    - a. ☐ is attached hereto.
    - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
  7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
    - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
    - b. ☐ have been communicated by the International Bureau.
    - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
    - d. ☐ have not been made and will not be made.
  8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
  9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
  10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).
  11. ☒ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
  12. ☒ A copy of the International Search Report (PCT/ISA/210).
- **Items 13 to 20 below concern document(s) or information included:**
13. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
  14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
  15. ☒ A **FIRST** preliminary amendment.
  16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
  17. ☐ A substitute specification.
  18. ☐ A change of power of attorney and/or address letter.
  19. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
  20. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
  21. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
  22. ☒ Certificate of Mailing by Express Mail
  23. ☐ Other items or information:

U.S. APPLICATION NO. (IF KNOWN) <b>10/070191</b>		INTERNATIONAL APPLICATION NO. <b>PCT/CA00/01004</b>		ATTORNEY'S DOCKET NUMBER <b>32528</b>	
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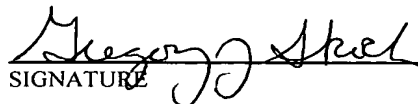
24. The following fees are submitted: <b>BASIC NATIONAL FEE ( 37 CFR 1.492 (a) (1) - (5) ) :</b> <input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... <b>\$1040.00</b> <input checked="" type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... <b>\$890.00</b> <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... <b>\$740.00</b> <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... <b>\$710.00</b> <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) ..... <b>\$100.00</b> <div style="text-align: right;"><b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b></div>				<b>CALCULATIONS PTO USE ONLY</b>	
				<b>\$890.00</b>	
Surcharge of <b>\$130.00</b> for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).				<b>\$130.00</b>	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	11 - 20 =	0	x \$18.00	<b>\$0.00</b>	
Independent claims	1 - 3 =	0	x \$84.00	<b>\$0.00</b>	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>				<b>\$0.00</b>	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				<b>\$1,020.00</b>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27). The fees indicated above are reduced by 1/2.				<b>\$0.00</b>	
<b>SUBTOTAL =</b>				<b>\$1,020.00</b>	
Processing fee of <b>\$130.00</b> for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).				<b>\$0.00</b>	
<b>TOTAL NATIONAL FEE =</b>				<b>\$1,020.00</b>	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable). <input type="checkbox"/>				<b>\$0.00</b>	
<b>TOTAL FEES ENCLOSED =</b>				<b>\$1,020.00</b>	
				Amount to be: refunded	\$
				charged	\$

- a. ☒ A check in the amount of **\$1,020.00** to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_ to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. **19-0522** A duplicate copy of this sheet is enclosed.
- d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

**NOTE:** Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

**Gregory J. Skoch, Reg. No. 48,267**  
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**816/474-9050**  
**816/474-9057 (FAX)**

  
 SIGNATURE

**Gregory J. Skoch**


NAME

**48.267**

REGISTRATION NUMBER

**22 February 2002**

DATE

<b>CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)</b> Applicant(s): PAWLUCZYK, ROMUALD et al.			Docket No. 32528
Serial No.	Filing Date	Examiner	Group Art Unit
Invention: COMPACT DEVICE FOR MEASURING TISSUE ANALYTES			
<p>I hereby certify that this Express Mail Certification; Transmittal Letter to the U.S. designated/Elected Office Concerning a Filing Under 35 U.S.C. 371; (Large Entity) PCT Publication No. WO 01/15595 including specification, claims and abstract page, 6 sheets formal drawings (21 pgs); Preliminary Examination Report; International Search Report; preliminary amendment with new abstract page; \$1,020.00 Filing Fee are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231 on February 25, 2002.</p> <p style="text-align: center;"> <u>Susan Goulden</u>  <i>(Typed or Printed Name of person Mailing Correspondence)</i> </p> <p style="text-align: center;">   <i>(Signature of Person Mailing Correspondence)</i> </p> <p style="text-align: center;"> <u>EV069013848US</u>  <i>("Express Mail" Mailing Label Number)</i> </p>			